

**IL HIE Legal Task Force  
General PHI Meeting  
August 3, 2011  
Meeting Notes**

Attended by Phone:

Monique Anawis, John Marshall Law School  
Patricia King, Swedish Covenant Hospital  
Valeria Montague, Ungaretti & Harris, LLP  
Tracey Salinski, Arnstein & Lehr, LLP

Office of Health Information Technology

Abraham Arnold  
Robert Bollinger  
Mark Chudzinski

Patricia King, co-chair of the workgroup, opened the meeting at 11:35 a.m., hosted by OHIT at the State of Illinois J.R. Thompson Center in Chicago, with a telephone conference call-in option. It was noted that notice of the meeting and the agenda were posted on the OHIT website and at the Chicago meeting location no later than 48 hours prior to the meeting. Roll was taken, and phone attendees confirmed their ability to hear and participate.

On motion duly made and seconded, the minutes of the prior meeting were approved.

The HIE Legal Task Force Executive Committee had a meeting on July 6<sup>th</sup>. The Executive Committee was appreciative of the efforts the group has to date expended on analyzing the various Illinois statutes. The next step is to think about some language for a model HIE statute.

Mark Chudzinski mentioned that the group might want to take a look at the language from other states. Some states in particular, such as Kansas, have recently addressed the harmonization of State healthcare law with Federal law (e.g. HIPAA); Kansas has expressly adopted certain HIPAA definitions.

Maine has recently been active on the issue of opt-in vs. opt-out. Minnesota and New Mexico are additional states that have had HIE-specific statutes. OHIT will collect and distributed to the workgroup some HIE-specific statutes for the workgroup to consider the adoption in Illinois of best practices from other states.

Early September might be a good time to see if the group has any consensus on potential model language. If the group is going to pursue statutory changes in Illinois, a draft statute would need to be completed by December for consideration in the upcoming General Assembly session.

In response to Ms. King's request for public comments, there were no public comments.

The group set the next meeting time at September 7, 2011 at 11:00 a.m.

The meeting was adjourned at 11:45 a.m.